

**IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION**

**CIVIL NO. 1:00CV33**

**ELSIE GODFREY, Individually and as Executrix of** )  
**The Estate of WILLIE C. GODFREY, Deceased, *et al.*,** )

**This document pertains to:** )

**ELSIE GODFREY, Individually and as Executrix of** )  
**The Estate of WILLIE C. GODFREY, Deceased,** )

**JAMES E. AMMONS;** )

**THOMAS M. ARD and wife MYRA F. ARD,** )

**SARAH JACQUELYN BENNETT, Individually and as** )  
**Personal Representative of the Estate of** )

**JAMES BENNETT, Deceased,** )

**WILLIAM S. BLACK and wife VICKI BLACK,** )

**JOHNNIE BRATTEN and wife KATHLEEN M. BRATTEN,** )

**KENNETH BROMELOW,** )

**ALLEN S. DAVIS,** )

**RICHARD DAY and wife DIANE M. DAY,** )

**CECIL F. FOSTER and wife MATTIE D. FOSTER,** )

**HERBERT GIBSON and wife KAY M. GIBSON,** )

**JOHN K. GREENE and BETTY C. GREENE,** )

**HOWARD R. GUFFEY and wife GAIL E. GUFFEY,** )

**JAMES C. HENLINE and wife LOUISE W. HENLINE,** )

**SHELBY HEWELL,** )

**DENNIS R. HICKS and wife PATRICIA J. HICKS,** )

**NORMAN H. HILL and wife CATHERINE C. HILL,** )

**JOHN D. HILTON and wife BARBARA HILTON,** )

**EDGAR E. HOMAN and wife** )

**VIRGINIA LEVELL ROBERTS** )

**HENRY A. HOUGHTON, Administrator of the Estate of** )

**HENRY M. HOUGHTON, Deceased,** )

**JOHN F. HUMPHRIES,** )

**RONNIE L. INGLE and wife CHRISTA M. INGLE,** )

**RAY B. KETCHIE and wife PEGGY E. KETCHIE,** )

**LEWIS KOEHLER and wife PAMELA L. KOEHLER,** )

**GARY LAVENDER,** )

**LEE W. MCKEOWN, SR. and wife FRANKIE MCKEOWN,** )

**NEVERT L. NATION and wife DELLA B. NATION,** )

**JON ANDREW PARRISH,** )

**KELLY D. PURSLEY and wife SANDRA S. PURSLEY,** )

**ROY L. RAMSEY,** )

**ALBERT C. SMITH and wife SHIRLEY F. SMITH,** )

LISA J. SPLAWN,	)
THOMAS C. TIPTON,	)
SARAH K. WALTERS and husband JAMES B. WALTERS	)
FELIS D. WRIGHT and wife BESSIE WRIGHT,	)
	)
Plaintiffs	)
	)
v.	)
	)
A. W. CHESTERTON, INC., <i>et al</i> ,	)
	)
Defendants.	)
	)

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**ORDER OF DISMISSAL**

**THIS MATTER** is before the Court on the joint motion of the captioned Plaintiffs and Defendant A. W. Chesterton, Inc., to dismiss Plaintiffs' claims against said Defendant without prejudice.

With the consent of the parties herein,

**IT IS, THEREFORE, ORDERED, ADJUDGED, and DECREED** that the joint motion is **ALLOWED**, and the claims of the captioned Plaintiffs against Defendant A. W. Chesterton, Inc., are hereby **DISMISSED WITHOUT PREJUDICE**, and this case is terminated as to that Defendant.

Signed: July 3, 2007



Lacy H. Thornburg  
United States District Judge

